

# UNITED STATES DISTRICT COURT

## Eastern District of California

UNITED STATES OF AMERICA

v.

**PORFIRIO GUTIERREZ****JUDGMENT IN A CRIMINAL CASE**(For **Revocation** of Probation or Supervised Release)Criminal Number: **1:23CR00034-001**

Defendant's Attorney: Laura Myers, Assistant Federal Defender

**THE DEFENDANT:**

- ☒ admitted guilt to violation of charge(s) 1 as alleged in the violation petition filed on 7/5/2023.
- ☐ was found in violation of condition(s) of supervision as to charge(s) \_\_\_\_ after denial of guilt, as alleged in the violation petition filed on \_\_\_\_.

The defendant is adjudicated guilty of these violations:

Violation Number	Nature of Violation	Date Violation Ended
CHARGE 1	FAILURE TO RESIDE AND PARTICIPATE IN AN INPATIENT CORRECTIONAL TREATMENT PROGRAM	May 30, 2023

The court: ☒ revokes: ☐ modifies: ☐ continues under same conditions of supervision heretofore ordered on 3/10/2015.

The defendant is sentenced as provided in pages 2 through \_\_\_\_ of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ Charge(s) \_\_\_\_ is/are dismissed. ☒ APPEAL RIGHTS GIVEN.**Any previously imposed criminal monetary penalties that remain unpaid shall remain in effect.**

It is ordered that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

**11/20/2023**

Date of Imposition of Sentence

/s/ Jennifer L. Thurston

Signature of Judicial Officer

**Jennifer L. Thurston**, United States District Judge

Name &amp; Title of Judicial Officer

11/27/2023

Date

DEFENDANT: **PORFIRIO GUTIERREZ**

Page 2 of 2

CASE NUMBER: **1:23CR00034-001**

## IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of: 10 months.

- ☒ No TSR: Defendant shall cooperate in the collection of DNA.
- ☐ The court makes the following recommendations to the Bureau of Prisons:
- ☒ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district
- ☐ at \_\_\_\_ on \_\_\_\_.
- ☐ as notified by the United States Marshal.
- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
- ☐ before \_\_\_\_ on \_\_\_\_.
- ☐ as notified by the United States Marshal.
- ☐ as notified by the Probation or Pretrial Services Officer.
- If no such institution has been designated, to the United States Marshal for this district.
- ☐ Other, Please Specify:

## RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
United States Marshal

\_\_\_\_\_  
By Deputy United States Marshal